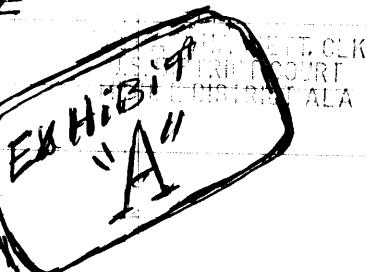


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IN THE UNITED STATES
FEDERAL COURT FOR THE
MIDDLE DISTRICT
P.O. BOX 711

2006 AUG 16 A 9:39



RANDELL HAMPTON
226420, Plaintiff
et al. vs. Plrose) CIVIL ACTION NO #
Doctor Sedet et al) 2:06-CV-400-MHT
PMS, defendants
et al. similar situated
DEFENDANT)

Affidavit on Personal
knowledge Pursuant to Fed. Rule 56(e)

The Plaintiff, RANDELL HAMPTON IS OVER,
THE AGE of TWENTY ONE, AND DOES HERBY
MAKES this Affidavit on Personal knowledge.

I.

The Plaintiff Alleged in his Medical
Law Suit, that the above defendants at
Bullock County Correctional Facility (ONE)
1) Denied HE, the Plaintiff, ["]Improper
Medical Care, to Violate the CRIMINAL
Counter Part of 42 U.S.C 1983 of 18
U.S.C. 242 [,]

2) The Plaintiff contends, what was done was done under, the color of Law, and giving rise to a colorable claim, under Bivens vs Six unknown agents 433 U.S. At 388 (Federal Rules Civil Procedure) Rule 56(c) At, 477 U.S. At 2510.

II.

3) The Plaintiff does so alleges [on] Personal knowledge, that the, similarly situated defendant, must have acted, under the color of Law, when they caused ... Inadequate medical care to occur At, 111 S.Ct. At 2326, and 2327 Wilson v. Seiter, giving rise to [a] ... Constitutional Amendment Eighth claim under, Deliberate Indifferent standard.

4) The Plaintiff alleges, and REAlleges that the defendants caused the ... Deliberate Indifference claims to occur when they, denied the Plaintiff or Plaintiff's of Improper medical care At, 429 U.S. At, 106, applying Deliberate Indifferent Standards re. to Improper or Inadequate medical care.

RISING to The Level
of Eighth Amendment Claims

5)

III.

THE Plaintiff Contented, what was done, was done, to Violate, 398 U.S. At 144 when the Defendants acted under the Color of Law, i.e. [to] Violate Federal Statutes At 42 U.S.C. 1983 (1)(2)(3)(4)(5) of Pinkerton v. United States, 328 U.S. 640 (1946), where Each And Every Member of [A] Conspiracy designed to Deny Any Inmate, Such As, The Plaintiff of ~~the~~ proper medical care, would further, Violate Estelle vs. Gamble, 429 U.S. At 106, where The Court READS, The Complaint with The Personal Affidavits of Plaintiff on Personal Knowledge, (frcp) Admissions Rule 36, and 56(e) on merits.

IV -

6). The Plaintiff Complained That due to his medical Condition i.e. [A] medical condition, that causes His muscles to Lock up, causing The Plaintiff, to RE Hurt (from self) Fol, 429 U.S. At 106.

V.

Punitive Damages

Proper 46 U.S. 30-75

1) The Plaintiff Filed, His 42 U.S.C. 1983 Lawsuit against the defendant for Denying (the Plaintiff) of Proper Medical Care, and as Proper Medical Care was Denied, the Same, Cause the Plaintiff Emotional Distress, Having Been Put In [a] Situation, unable to do for him Self Medical Needs, where same denial

(a) Denied Improper medical care

(b) Give Rise to the Defendants Being deliberate Indifferent, to the Plaintiff

Medical Needs.

(c) And violate the Plaintiff Rights under Color of Law

398 U.S. 144

(d) where Punitive damages

Proper 42 U.S.C. 1983 (1)(2)(3)(4)(5)

Bidwell VS. Six Unnamed agents,
At 403 U.S. At 308

8)

VI

Demand for Civil Trial
Fed Rules of Civil Procedure
Rule 38, and 39(2)

The Plaintiff Request that the Court Deny ANY and ALL Defendants motion to DISMISS, ON THE MERITS of Plaintiff Claims for the Purpose Anderson vs. Libby Lobby, 477 U.S. At 2510, Showing His Genuine Issues for Civil Trial.

9) Hereto Demanded, or In the Alternative, the Court Can order the Defendants to PAY Plaintiff (1 million Dollars) i.e. to Plaintiff, who HAS Suffered Irreparable Damages i.e. to His Emotions, By BEING DENIED Adequate medical Care, where Defendants, must HAVE ACTED ...

- * In Bad Faith, MANNER, to cause Obduracy to OCCUR, when READ with 111 S.Ct. At 2326, at 2327
- * Wilson v. Seiter, and 429 U.S. 106, applying Deliberate Indifference i.e. to (all Prisoner's) medical claims

***" E, J

VII

Jurisdiction

10) This Court Has Jurisdiction
i.e to Entertain All Defendants
Excluding Person or Commissioner
where by he may have failed
i.e to Solve, State over crowding
Admitting he would Possible
Enjoy Any Federal Prison Stay.

(2) where State Commissioner
Has a Duty OR Policy
i.e. to See that All State
Prisoners, Receives, Any
Proper Medical Care
etc.

(B) Having Violated State
Policy, in failure to
Investigate Any
Deliberate Claims,
Involving Any Denial
of State Inmates i.e
of Proper medical Care
Did too, Cause the Commissioner i.e
to Become LIBAL, 328 U.S 640 (1946)
and Those That Follow, as Defendants.

VIII.

Immunity

11) whether to say the defendants
as Commissioner is immune
when acting in bad faith manner
i.e. to deny (state inmates of Alabama)
of proper medical care see MONELL vs
NYC Social Services *supra*

12) Punitive Damages Proper to CP
Rule 23(2) (frcp) Rule 57

VIII.

Jurisdiction II

13) This Court has jurisdiction to
hear state medical claims at
12-11-30, subsection (1975) of
28 USC 636, invoked by provisions
28 USC 1343 (2) *Hagan v. Levine*
415 US 528 (1967) *BELL v. Hadd*,
United Mine Workers vs Gibbs *supra*,
under Rule 23(2) The Court has
jurisdiction at 28 USC 1331, 1332 and
1391 of 42 USC 1983, at
Sullivan vs. Little Hunting Park,
28 USC 1981, where the willful
discrimination operated as pattern
of deliberate indifference for 18 USC 242

III.

14)

due to the widespread
Practice of the Named
Defendants, et al, Being-
ing in the Practice of willfully
Acting with Obduracy i.e.
to Violate United States, States'
Inmate Rights, Under Color of
State Law, f/c/p 23(2)

15)

the Plaintiff Request for Civil Sanctions
to BE Conferred upon, all defendants
from Widespread Practice of Being Both
Deliberately Indifferent, to Proper
Medical Care, By Omission of acts
to Deny Same, under Color of Law,
Did Violate, 429 U.S. At. 106

I.

Certificate of Service

On BEHALF of The Class, Being so
Numerous, for Purpose f/c/p Rule 23(2)

I, Randy Hampton, 22042 did Notify
All defendants of The Action, By 23(2)
* Notice of Same in office of Clerk at
P.O. Box 711, United State Clerk's office
Montgomery AL 36130 - 8 -

Proof of Service

R. Ryndell Hampton #226420
I, Ryndell Hampton did Notify, all defendants of this Actions, and by Affidavits Attached to such, ON PERSONAL knowledge, And Dis positing same for 23(2) (F.R.C.P.)

In the United States Federal Court House
for the Defendants to Pick up their
Copy for approximate, 75 [] Page.

III
the Class Being so Numerous
(F.R.C.P.) Rule 23(2), whether Read with
other Complaints, Similar Situated

Plaintiff:

R. Ryndell Hampton #226420
Bullock Correctional Inst.
P.O. Box 567

Union Springs AL 36089

Legal Affairs

Request for Writs

F.R.C.P. Rule 53, for 23(2)

Notice of C/O Defendant Atty, et al F.R.C.P 23(2)